S.B. Criminal Misc. Bail Application No.4968/2006

Date : 09.11.2006

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. J.S. Choudhary for the applicant.
Mr. K.L. Thakur, AAG for the State.

I have heard learned counsel for the applicant as well as the learned Additional Advocate General appearing on behalf of the State and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that similarly situated co-accused have already been granted bail by this Court in S.B. Criminal Misc. Bail Application No.2307/2006, order dated 07.07.2006, S.B. Criminal Misc. Bail Application No.2880/2006, order dated 12.07.2006, S.B. Criminal Misc. Bail Application No.4305/2006, order dated 13.09.2006 and S.B. Criminal Misc. Bail Application No.4269/2006 vide order dated 03.10.2006 and S.B. Criminal Misc. Bail Application No.4714/2006 vide order dated 20.10.2006, and the case of present applicant is not different than co-accused, therefore, he may also be enlarged on bail.

On the other hand, learned Additional Advocate General has opposed the bail application.

I have considered the submissions made before me and carefully perused the material available on record.

Taking into consideration the overall facts and circumstances of the present case, I deem it just and proper to enlarge the accused applicants on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that applicant Chain Sukh S/o Gayana Ram shall be released on bail in CR No.7/2006 P.S. Khatu Badi, Nagaur, provided he executes a personal bond in the sum of Rs.50,000/- with two sound and solvent sureties in the sum of Rs.25,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

vijayant